

FILED

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U.S. DISTRICT COURT E.D.N.Y.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

★ APR 14 2011 ★

ARTHUR HAMPTON, ALPHANSO OLIPHANT,
JEAN DURAVIL PIERRE LOUIS, FRITZ GIRAULT,
and DANIEL VINCENT, on behalf of themselves and
all others similarly situated,

Plaintiffs,

-against-

SUPER SOL LTD., SUPERSOL OF THE WESTSIDE,
LLC, SUPERSOL 661 AMSTERDAM, LLC,
SUPERSOL OF THE UPPER WEST SIDE, LLC,
SUPERSOL OF WESTCHESTER, INC., SUPERSOL
OF QUEENS, INC., LAURENCE GARBER, and
BENJAMIN SCHRIER,

Defendants.

LONG ISLAND OFFICE

11 CV 1297 (ADS)(AKT)

STIPULATION EXTENDING
TIME TO ANSWER OR
OTHERWISE RESPOND TO
COMPLAINT AND TOLLING
STATUTE OF LIMITATIONS

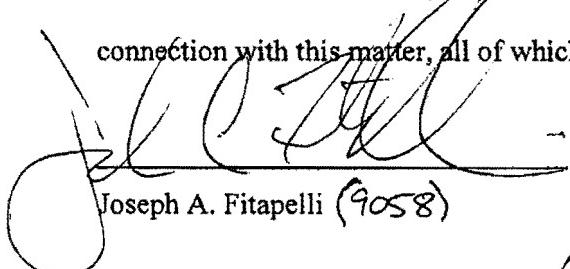
Named Plaintiffs/Putative Class Representatives Arthur Hampton, Alphano Oliphant, Jean Duravil Pierre Louis, Fritz Girault, and Daniel Vincent (collectively "Plaintiffs"), and Defendants Super Sol Ltd., Supersol of the Westside, LLC, Supersol 661 Amsterdam, LLC, Supersol of the Upper West Side, LLC, Supersol of Westchester, Inc., Supersol of Queens, Inc., Laurence Garber and Benjamin Schrier (collectively "Defendants"), by and through their undersigned counsel, hereby stipulate and agree as follows:

1. On March 17, 2011, Plaintiffs commenced a civil action by filing the above-captioned Complaint in the United States District Court for the Eastern District of New York.
2. Plaintiffs, by and through their undersigned counsel, Fitapelli & Schaffer, LLP and Bruckner Burch PLLC, consent that the time for Defendants to answer or otherwise move with respect to the Complaint is and shall be extended to June 1, 2011.

3. Defendants, by and through their undersigned counsel, Kasowitz, Benson, Torres & Friedman LLP, agree to accept service on behalf of each Named Defendant.

4. Defendants, by and through their undersigned counsel, Kasowitz, Benson, Torres & Friedman LLP, agree that the period of time for putative members to opt into the collective action brought under the Fair Labor Standards Act, 29 U.S.C. § 216 et seq., is and shall be tolled from the date of this Stipulation, i.e., April 12, 2011, through and until June 1, 2011.

5. Nothing contained in this Stipulation shall be construed as a limitation, restriction or waiver, express or implied, of any of Defendants' rights, remedies and/or defenses in connection with this matter, all of which are expressly reserved.

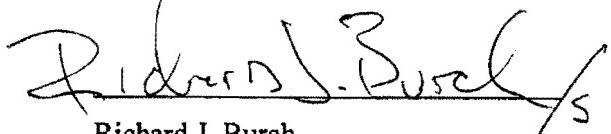


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Attorneys for Plaintiffs

Dated: April 12, 2011

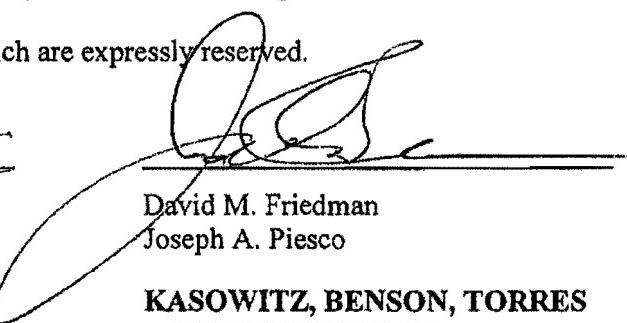


Richard J. Burch
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Attorneys for Plaintiffs

Dated: April 12, 2011



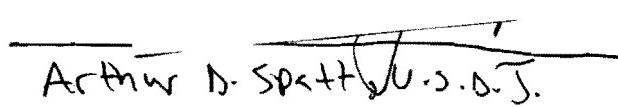
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Dated: April 12, 2011

*Final Extension
So ordered.*



Arthur D. Spett, U.S.D.J.

4/14/11